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Houston, Texas 77062

281.480.1211 tel.
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December 22, 2008

Via Facsimile (202) 219-3923

Jeff S. Jordan
Supervisory Attorney
Complaints Examination &
Legal Administration
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

2008 DEC 22 P 3 5b

Re: MUR 6145.

Dear Mr. Jordan:

I am GENERAL COUNSEL for the Bay Area Houston Economic Partnership, a non-profit corporation (hereinafter referred to as "Bay Area"). I am in receipt of your undated letter notifying Mr. Bob Mitchell and/or Bay Area to respond to a complaint filed by Mr. John Weider. I timely file this response and request that the complaint be dismissed against Mr. Mitchell and/or Bay Area.

I can not tell from your letter if the complaint is directed to Bay Area or Mr. Bob Mitchell. I will respond to both.

Bay Area is a Texas Non-Profit corporation. Bay Area scheduled a debate between the two (2) primary candidates for the 2008 Federal Congressional District 22 election. There was no endorsement made by Bay Area. There was no contribution to any candidate. Bay Area merely held a debate forum. The Complainant, John Weider, a Libertarian, demanded to participate. Upon my client's request, I sought your office's advice with regard to Mr. Weider's demand to be included in the debate forum. I was told that Bay Area could proceed as long as Bay Area 1) was a non profit corporation, 2) there were at least two (2) candidates and 3) there was no endorsement. Bay Area met all three criteria. Only then did Bay Area proceed with the debate.

The Complainant sued Mr. Mitchell in the Justice of the Peace in Harris County, Texas under Cause No. SC82COO22858 alleging "by making \$5,000.00 in kind donations to Olsen and Lampson and no in kind donation to me." He did not sue Bay Area. In his personal capacity, Mr. Bob Mitchell did nothing for or against any candidate in this

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election. The Court has ruled that he will dismiss the complaint for failure to state a cause of action and I have sent an order to the Court for his signature.

No action should be taken against either Bay Area or Mr. Bob Mitchell in response to the FEC complaint filed by Mr. Weider.

Sincerely,


Dick H. Gregg, Jr.

DFGJR/cag

Enclosure: Designation of Counsel

cc: Bob Mitchell

I have read the contents of the above-letter and I agree that the contents are true and correct


Bob Mitchell,

Individually and as President of

Bay Area Houston Economic Partnership

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FEDERAL ELECTION COMMISSION

999 E Street, NW

Washington, DC 20463

STATEMENT OF DESIGNATION OF COUNSEL
 Please use one form for each Respondent/Client.
 FAX (202) 218-3823

MUR # 6145NAME OF COUNSEL: DICK GREGGFIRM: GREGG & GREGG P.C.ADDRESS: 16055 SPACE CENTER BLVD.
Suite 150
Houston, Texas 77062TELEPHONE- OFFICE (281) 480-1211FAX (281) 481-1210

The above-named individual and/or firm is hereby designated as my
 counsel and is authorized to receive any notifications and other communications
 from the Commission and to act on my behalf before the Commission.

12/22/08
 Date

Bay Area Houston Economic Partnership
 by: Bob Mitchell President
 Respondent/Client Signature Title

RESPONDENT/CLIENT
 (Please Print)

Bay Area Houston Economic Partnership
Bob Mitchell, President

MAILING
 ADDRESS:

2525 Bay Area Blvd. Ste: 640
Houston, Texas 77058

MOBILE
 TELEPHONE-HOME

BUSINESS (281) 480-5535

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.

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